

FILED

OCT 17 2012

**Board of Vocational Nursing
and Psychiatric Technicians**

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**BEFORE THE
BOARD OF VOCATIONAL NURSING AND PSYCHIATRIC TECHNICIANS
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

Case No. VN-2011-4569

MARNIE DOMINGO CHAN

2735 Baltic Avenue
Long Beach, CA 90810

Vocational Nurse License No. VN 230349

Respondent.

A C C U S A T I O N

Complainant alleges:

PARTIES

1. Teresa Bello-Jones, J.D., M.S.N., R.N. ("Complainant") brings this Accusation solely in her official capacity as the Executive Officer of the Board of Vocational Nursing and Psychiatric Technicians, Department of Consumer Affairs.

2. On or about October 19, 2007, the Board of Vocational Nursing and Psychiatric Technicians issued Vocational Nurse License Number VN 230349 to Marnie Domingo Chan ("Respondent"). The Vocational Nurse License was in full force and effect at all times relevant to the charges brought herein and will expire on June 30, 2013, unless renewed. Pursuant to Penal Code section 23, on or about October 4, 2012, Respondent was ordered not to practice or engage in activity as a licensed vocational nurse pending his return to the criminal court on October 19, 2012, for surrender on his county jail sentence, as a condition of probation.

JURISDICTION AND STATUTORY PROVISIONS

3. This Accusation is brought before the Board of Vocational Nursing and Psychiatric Technicians ("Board"), Department of Consumer Affairs, under the authority of the following laws. All section references are to the Business and Professions Code ("Code") unless otherwise indicated.

4. Section 2875 of the Code provides, in pertinent part, that the Board may discipline the holder of a vocational nurse license for any reason provided in Article 3 (commencing with section 2875) of the Vocational Nursing Practice Act.

5. Section 118, subdivision (b), of the Code provides that the suspension, expiration, surrender or cancellation of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary action during the period within which the license may be renewed, restored, reissued or reinstated.

6. Section 2878 of the Code states, in pertinent part:

"The Board may suspend or revoke a license issued under this chapter [the Vocational Nursing Practice Act (Bus. & Prof. Code, 2840, et seq.)] for any of the following:

(a) Unprofessional conduct, which includes, but is not limited to, the following:

...

(d) Violating or attempting to violate, directly or indirectly, or assisting in or abetting the violating of, or conspiring to violate any provision or term of this chapter.

...

(f) Conviction of a crime substantially related to the qualifications, functions, and duties of a licensed vocational nurse, in which event the record of the conviction shall be conclusive evidence of the conviction.

...

(j) The commission of any act involving dishonesty, when that action is related to the duties and functions of the licensee."

7. Section 490 of the Code states, in pertinent part:

"(a) In addition to any other action that a board is permitted to take against a licensee, a board may suspend or revoke a license on the ground that the licensee has been convicted of a crime, if the crime is substantially related to the

1 qualifications, functions, or duties of the business or profession for which the license
2 was issued.

3 (b) Notwithstanding any other provision of law, a board may exercise any
4 authority to discipline a licensee for conviction of a crime that is independent of the
5 authority granted under subdivision (a) only if the crime is substantially related to the
6 qualifications, functions, or duties of the business or profession for which the
7 licensee's license was issued.

8 (c) A conviction within the meaning of this section means a plea or
9 verdict of guilty or a conviction following a plea of nolo contendere. Any action that
10 a board is permitted to take following the establishment of a conviction may be taken
11 when the time for appeal has elapsed, or the judgment of conviction has been
12 affirmed on appeal, or when an order granting probation is made suspending the
13 imposition of sentence, irrespective of a subsequent order under the provisions of
14 Section 1203.4 of the Penal Code."

15 8. Section 493 of the Code states:

16 "Notwithstanding any other provision of law, in a proceeding conducted
17 by a board within the department pursuant to law to deny an application for a license
18 or to suspend or revoke a license or otherwise take disciplinary action against a
19 person who holds a license, upon the ground that the applicant or the licensee has
20 been convicted of a crime substantially related to the qualifications, functions, and
21 duties of the licensee in question, the record of conviction of the crime shall be
22 conclusive evidence of the fact that the conviction occurred, but only of that fact, and
23 the board may inquire into the circumstances surrounding the commission of the
24 crime in order to fix the degree of discipline or to determine if the conviction is
25 substantially related to the qualifications, functions, and duties of the licensee in
26 question.

27 As used in this section, 'license' includes 'certificate,' 'permit,'
28 'authority,' and 'registration.'"

9. Section 2878.5 of the Code states, in pertinent part:

"In addition to other acts constituting unprofessional conduct within the
meaning of this chapter [the Vocational Nursing Practice Act] it is unprofessional
conduct for a person licensed under this chapter to do any of the following:

(a) Obtain or possess in violation of law, or prescribe, or except as
directed by a licensed physician and surgeon, dentist or podiatrist administer to
himself or herself or furnish or administer to another, any controlled substance as
defined in Division 10 of the Health and Safety Code, or any dangerous drug as
defined in Section 4022.

(b) Use any controlled substance as defined in Division 10 of the Health
and Safety Code, or any dangerous drug as defined in Section 4022, or alcoholic
beverages, to an extent or in a manner dangerous or injurious to himself or herself,
any other person, or the public, or to the extent that the use impairs his or her ability
to conduct with safety to the public the practice authorized by his or her license.

(c) Be convicted of a criminal offense involving possession of any
narcotic or dangerous drug, or the prescription, consumption, or self-administration of
any of the substances described in subdivisions (a) and (b) of this section, in which
event the record of the conviction is conclusive evidence thereof."

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REGULATORY PROVISION

10. California Code of Regulations, title 16, section 2521, states:

“For the purposes of denial, suspension, or revocation of a license pursuant to Division 1.5 (commencing with Section 475) of the Business and Professions Code, a crime or act shall be considered to be substantially related to the qualifications, functions or duties of a licensed vocational nurse if to a substantial degree it evidences present or potential unfitness of a licensed vocational nurse to perform the functions authorized by his license in a manner consistent with the public health, safety, or welfare. Such crimes or acts shall include but not be limited to those involving the following:

(a) Procuring a license by fraud, misrepresentation, or mistake.

(b) A conviction of practicing medicine without a license in violation of Chapter 5 of Division 2 of the Business and Professions Code.

(c) Violating or attempting to violate, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate any provision or term of Chapter 6.5, Division 2 of the Business and Professions Code.

(d) Aiding or assisting, or agreeing to aid or assist any person or persons, whether a licensed physician or not, in the performance of or arranging for a violation of any of the provisions of Article 13, Chapter 5, Division 2 of the Business and Professions Code.

(e) Conviction of a crime involving fiscal dishonesty.

(f) Any crime or act involving the sale, gift, administration, or furnishing of “narcotics or dangerous drugs or dangerous devices” as defined in Section 4022 of the Business and Professions Code.”

COST RECOVERY

11. Section 125.3 of the Code provides, in pertinent part, that the Board may request the administrative law judge to direct a licentiate found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

DRUG DEFINITIONS

12. Ambien, a trade name for Zolpidem Tartrate is a non-benzodiazepine hypnotic of the imidasopyridine class, is a dangerous drug pursuant to section 4022 of the Code and is a schedule IV controlled substance pursuant to Health and Safety Code section 11057.

13. Oxycodone is a dangerous drug pursuant to section 4022 of the Code and is a Schedule II controlled substance and narcotic as defined by section 11055(b)(1) of the Health and Safety Code.

14. Morphine, an opioid analgesic indicated for relief of moderate to severe pain, is a dangerous drug pursuant to section 4022 of the Code and is a Schedule II controlled substance and narcotic as defined by section 11055(b)(1) of the Health and Safety Code.

15. Oxycontin, a trade name for Oxycodone Hydrochloride, is a dangerous drug pursuant to section 4022 of the Code and is a Schedule II controlled substance and narcotic as defined by section 11055(b)(1) of the Health and Safety Code.

16. Vicodin, a trade name for a combination of hydrocodone bitartrate and acetaminophen, is a dangerous drug pursuant to section 4022 of the Code and is a Schedule III controlled substance and narcotic as defined by section 11056(e) of the Health and Safety Code.

17. Xanax, a trade name for alprazolam tablets, is a dangerous drug pursuant to section 4022 of the Code and is a Schedule IV controlled substance and narcotic as defined by section 11057(d) of the Health and Safety Code.

FIRST CAUSE FOR DISCIPLINE

(Conviction of Substantially Related Crime)

18. Respondent is subject to disciplinary action under section 490 and section 2878, subdivision (f) of the Code in conjunction with California Code of Regulations, title 16, section 2521, subdivision (f) in that Respondent was convicted of a crime substantially related to the qualifications, functions and duties of a licensed vocational nurse, as follows:

19. On or about October 4, 2012, Respondent pled nolo contendere to and was convicted of two felony counts of violating Health and Safety Code section 11351 [possession for sale of controlled substance] and one felony count of violating Health and Safety Code section 11375(b)(1) [possession for sale of designated prescription drug] in the criminal proceeding entitled *The People of the State of California v. Marnie Domingo Chan* (Super. Ct. of California, County of Los Angeles, 2012, Case No. 397757). The court sentenced Respondent to 180 days in

1 Los Angeles County Jail and placed Respondent on 3 years probation, with terms and conditions.
2 The circumstances underlying the conviction are, as follows:

3 20. During the week of April 23, 2012, undercover Los Angeles Police Department
4 ("LAPD") Officers placed an advertisement on Craigslist looking for individuals willing to
5 transport and furnish or sell narcotics. The advertisement was titled "Ike Turner looking for wife
6 Tina or cousin Vico..then din..er." The advertisement continued by saying that the undercover
7 officers will host. On or about April 26, 2012, LAPD Officers received a message from
8 Respondent who indicated that he was serious about meeting, was not a cop and that he had what
9 undercover officers wanted. On or about April 30, 2012, Respondent agreed to meet LAPD
10 Officers at a location to meet. When Respondent arrived at the agreed location, LAPD Officers
11 placed him under arrest. Officers searched Respondent's vehicle and found 9 pills resembling
12 Oxycodone, 17 pills resembling Morphine, 8 pills resembling Oxycontin, 4 pills resembling
13 Vicodin, 56 pills resembling Xanax and 10 pills resembling Ambien. After receiving his
14 admonition of rights, Respondent told LAPD officers that he is a Licensed Vocational Nurse at
15 Alamos Belmont Rehabilitation Hospital and keeps medication when patients refuse to take it.
16 Respondent also admitted that he consumes the medication for his back trouble from time to time.

17 **SECOND CAUSE FOR DISCIPLINE**

18 **(Unprofessional Conduct)**

19 21. Respondent is subject to disciplinary action under section 2878, subdivision (a) on the
20 grounds of unprofessional conduct in that Respondent took medication from patients at his place
21 of employment for consumption and to sell to others. The conduct is described in more
22 particularity in paragraph 20 above, inclusive and hereby incorporated by reference.

23 **THIRD CAUSE FOR DISCIPLINE**

24 **(Act Involving Dishonesty)**

25 22. Respondent is subject to disciplinary action under section 2878, subdivision (j) of the
26 Code in that Respondent committed an act involving dishonesty when he took medications from
27 patients at his place of employment for consumption and to sell to others. The act is described in
28 more particularity in paragraph 20 above, inclusive and hereby incorporated by reference.

1 **FOURTH CAUSE FOR DISCIPLINE**

2 **(Drug Related Transgressions)**

3 23. Respondent is subject to disciplinary action under section 2878, subdivision (a) as
4 defined in section 2878.5, subdivision (a) of the Code in that Respondent obtained or possessed
5 Oxycodone, Morphine, Oxycontin, Vicodin, Xanax and Ambien, all dangerous drugs and
6 controlled substances, in violation of the law. The transgressions are described in more
7 particularity in paragraph 20 above, inclusive and hereby incorporated by reference.

8 24. Respondent is subject to disciplinary action under section 2878, subdivision (a) as
9 defined in section 2878.5, subdivision (b) of the Code in that Respondent used dangerous drugs
10 and controlled substances, in violation of the law. The transgressions are described in more
11 particularity in paragraph 20 above, inclusive and hereby incorporated by reference.

12 25. Respondent is subject to disciplinary action under section 2878, subdivision (a) as
13 defined in section 2878.5, subdivision (c) of the Code in that Respondent was convicted of a
14 criminal offense involving the possession of a narcotic or dangerous drug. The criminal
15 conviction is described in more particularity in paragraph 19 above, inclusive and hereby
16 incorporated by reference.

17 **FIFTH CAUSE FOR DISCIPLINE**

18 **(Violation of Provisions of Licensing Chapter)**

19 26. Respondent is subject to disciplinary action under section 2878, subdivision (d) of the
20 Code in that Respondent violated provisions of the Vocational Nursing Practice Act. The
21 violations are described in more particularity in paragraphs 18 through 25 above, inclusive and
22 hereby incorporated by reference.

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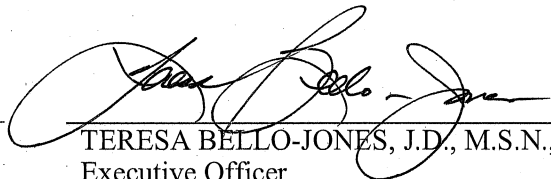
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PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Vocational Nursing and Psychiatric Technicians issue a decision:

1. Revoking or suspending Vocational Nurse License Number VN 230349, issued to Marnie Domingo Chan;
2. Ordering Marnie Domingo Chan to pay the Board of Vocational Nursing and Psychiatric Technicians the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3;
3. Taking such other and further action as deemed necessary and proper.

DATED: October 17, 2012



TERESA BELLO-JONES, J.D., M.S.N., R.N.
Executive Officer
Board of Vocational Nursing and Psychiatric Technicians
Department of Consumer Affairs
State of California
Complainant

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MINUTE ORDER
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

DATE PRINTED: 10/04/12

CASE NO. BA397757

THE PEOPLE OF THE STATE OF CALIFORNIA
VS.
DEFENDANT 01: MARNIE DOMINGO CHAN

NUNC PRO TUNC ORDER PREPARED. IT APPEARING TO THE COURT THAT THE MINUTE ORDER

IN THE ABOVE ENTITLED ACTION DOES NOT PROPERLY REFLECT THE COURT'S ORDER. SAID
MINUTE ORDER IS AMENDED NUNC PRO TUNC AS OF THAT DATE. ALL OTHER ORDERS ARE TO
REMAIN IN FULL FORCE AND EFFECT. DETAILS LISTED AT END OF THIS MINUTE ORDER.

INFORMATION FILED ON 08/02/12.

COUNT 01: 11351 H&S FEL
COUNT 02: 11351 H&S FEL
COUNT 03: 11351 H&S FEL
COUNT 04: 11351 H&S FEL
COUNT 05: 11375(B)(1) H&S FEL

ON 10/04/12 AT 830 AM IN CENTRAL DISTRICT DEPT 124

CASE CALLED FOR PRETRIAL CONF/TRIAL SETTING

PARTIES: MONICA BACHNER (JUDGE) JOSEPH PULIDO (CLERK)
SHERI ABRAHAM (REP) MICHELLE M. HUMPHREY (DA)

DEFENDANT IS PRESENT IN COURT, AND REPRESENTED BY MICHAEL E. KRAUT PRIVATE
COUNSEL

DEPUTY ATTORNEY GENERAL KATHERINE MESSANA PRESENT.

ALL PARTIES ENTER INTO CASE DISPOSITION.

DEFENDANT ADVISED OF AND PERSONALLY AND EXPLICITLY WAIVES THE FOLLOWING RIGHTS:

TRIAL BY COURT AND TRIAL BY JURY

CONFRONTATION AND CROSS-EXAMINATION OF WITNESSES;

SUBPOENA OF WITNESSES INTO COURT TO TESTIFY IN YOUR DEFENSE;

AGAINST SELF-INCRIMINATION;

DEFENDANT ADVISED OF THE FOLLOWING:

THE NATURE OF THE CHARGES AGAINST HIM, THE ELEMENT OF THE OFFENSE IN THE

CASE NO. BA397757
DEF NO. 01

DATE PRINTED 10/04/12

INFORMATION AND POSSIBLE DEFENSES TO SUCH CHARGES;

THE POSSIBLE CONSEQUENCES OF A PLEA OF GUILTY OR NOLO CONTENDERE, INCLUDING THE MAXIMUM PENALTY AND ADMINISTRATIVE SANCTIONS AND THE POSSIBLE LEGAL EFFECTS AND MAXIMUM PENALTIES INCIDENT TO SUBSEQUENT CONVICTIONS FOR THE SAME OR SIMILAR OFFENSES;

THE EFFECTS OF PROBATION;

IF YOU ARE NOT A CITIZEN, YOU ARE HEREBY ADVISED THAT A CONVICTION OF THE OFFENSE FOR WHICH YOU HAVE BEEN CHARGED WILL HAVE THE CONSEQUENCES OF DEPORTATION, EXCLUSION FROM ADMISSION TO THE UNITED STATES, OR DENIAL OF NATURALIZATION PURSUANT TO THE LAWS OF THE UNITED STATES.

COUNSEL FOR THE DEFENDANT JOINS IN THE WAIVERS AND CONCURS IN THE PLEA.

COURT FINDS THAT EACH SUCH WAIVER IS KNOWINGLY, UNDERSTANDINGLY, AND EXPLICITLY MADE;

THE DEFENDANT PERSONALLY WITHDRAWS PLEA OF NOT GUILTY TO COUNT 01 AND PLEADS NOLO CONTENDERE WITH THE APPROVAL OF THE COURT TO A VIOLATION OF SECTION 11351 H&S IN COUNT 01. THE COURT FINDS THE DEFENDANT GUILTY.

COUNT (01) : DISPOSITION: CONVICTED

THE DEFENDANT PERSONALLY WITHDRAWS PLEA OF NOT GUILTY TO COUNT 04 AND PLEADS NOLO CONTENDERE WITH THE APPROVAL OF THE COURT TO A VIOLATION OF SECTION 11351 H&S IN COUNT 04. THE COURT FINDS THE DEFENDANT GUILTY.

COUNT (04) : DISPOSITION: CONVICTED

THE DEFENDANT PERSONALLY WITHDRAWS PLEA OF NOT GUILTY TO COUNT 05 AND PLEADS NOLO CONTENDERE WITH THE APPROVAL OF THE COURT TO A VIOLATION OF SECTION 11375(B)(1) H&S IN COUNT 05. THE COURT FINDS THE DEFENDANT GUILTY.

COUNT (05) : DISPOSITION: CONVICTED

COURT FINDS THAT THERE IS A FACTUAL BASIS FOR DEFENDANT'S PLEA, AND COURT ACCEPTS PLEA.

-X2072307

DEFENDANT PLEADS PURSUANT TO PEOPLE VS WEST.

PURSUANT TO THE PROVISIONS OF SECTION 1192.5 PENAL CODE, THE COURT FINDS WITH STIPULATION BY COUNSEL THAT THE POLICE REPORT, PRELIMINARY HEARING TRANSCRIPT AND THE PROBATION OFFICERS REPORT PROVIDES THE FACTUAL BASIS FOR THE PLEA.

NEXT SCHEDULED EVENT:
SENTENCING

DEFENDANT WAIVES ARRAIGNMENT FOR JUDGMENT AND STATES THERE IS NO LEGAL CAUSE
PRETRIAL CONF/TRIAL SETTING
HEARING DATE: 10/04/12

CASE NO. BA397757
DEF NO. 01

DATE PRINTED 10/04/12

WHY SENTENCE SHOULD NOT BE PRONOUNCED. THE COURT ORDERED THE FOLLOWING
JUDGMENT:

AS TO COUNT (01):

IMPOSITION OF SENTENCE SUSPENDED

DEFENDANT PLACED ON FORMAL PROBATION

FOR A PERIOD OF 003 YEARS UNDER THE FOLLOWING TERMS AND CONDITIONS:

COUNT (01): DISPOSITION: CONVICTED

ABSTRACT ISSUED ON 10/04/12 FOR COUNT 01

DMV JUDGMENT CODE G

NEXT SCHEDULED EVENT:
SENTENCING

AS TO COUNT (04):

IMPOSITION OF SENTENCE SUSPENDED

DEFENDANT PLACED ON FORMAL PROBATION

FOR A PERIOD OF 003 YEARS UNDER THE FOLLOWING TERMS AND CONDITIONS:

COUNT (04): DISPOSITION: CONVICTED

ABSTRACT ISSUED ON 10/04/12 FOR COUNT 04

DMV JUDGMENT CODE G

NEXT SCHEDULED EVENT:

SENTENCING

AS TO COUNT (05):

IMPOSITION OF SENTENCE SUSPENDED

DEFENDANT PLACED ON FORMAL PROBATION

FOR A PERIOD OF 003 YEARS UNDER THE FOLLOWING TERMS AND CONDITIONS:

SERVE 180 DAYS IN LOS ANGELES COUNTY JAIL

LESS CREDIT FOR 1 DAYS

PLUS \$40.00 COURT OPERATIONS ASSESSMENT (PURSUANT TO 1465.8(A)(1) P.C.)

\$30.00 CRIMINAL CONVICTION ASSESSMENT (PURSUANT TO 70373 G.C.)

TOTAL DUE: \$70.00

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IN ADDITION:

-THE DEFENDANT IS TO PAY A RESTITUTION FINE PURSUANT TO SECTION 1202.4(B) PENAL CODE IN THE AMOUNT OF \$ 240.00.

-DEFENDANT IS ORDERED TO PAY A PROBATION REVOCATION RESTITUTION FINE PURSUANT TO PENAL CODE SECTION 1202.44, IN THE AMOUNT OF \$ 240.00. THIS FINE SHALL BECOME EFFECTIVE UPON THE REVOCATION OF PROBATION.

-THE DEFENDANT IS TO PAY A FINE IN THE AMOUNT OF \$50.00 (11372.5 HEALTH & SAFETY, LAB ANALYSIS) PLUS A PENALTY ASSESSMENT OF \$85.00 (\$50.00 PURSUANT TO SECTION 1464 OF THE PENAL CODE AND \$35.00 SECTION 76000 GOVERNMENT CODE).

-DEFENDANT TO REPORT TO THE FOLLOWING PROBATION OFFICE FORTHWITH:
ASCOT INTAKE TEAM AREA OFFICE
C.S.F. CRIMINAL JUSTICE CENTER,
210 WEST TEMPLE STREET 3RD FLOOR, ROOM 516
LOS ANGELES, CA 90012. (213) 893-0493

-SEEK AND MAINTAIN TRAINING, SCHOOLING OR EMPLOYMENT AS APPROVED BY THE PROBATION OFFICER.

-KEEP PROBATION OFFICER ADVISED OF YOUR RESIDENCE AND WORK AND HOME TELEPHONE NUMBERS AT ALL TIMES.

-SUBMIT TO PERIODIC CONTROLLED SUBSTANCE TESTING WHEN REQUESTED BY THE PROBATION OFFICER OR ANY OTHER PEACE OFFICER.

-IF YOU LEAVE THE COUNTRY, YOU SHALL NOT REENTER THE UNITED STATES ILLEGALLY. IF YOU DO RETURN, REPORT TO THE PROBATION OFFICER WITHIN THREE (3) DAYS, AND PRESENT DOCUMENTATION WHICH PROVIDES YOU ARE IN THE U.S. LEGALLY.

COURT ORDERS AND FINDINGS:

-PURSUANT TO PC SECTION 296, THE DEFENDANT IS ORDERED TO PROVIDE BUCCAL SWAB SAMPLES, A RIGHT THUMB PRINT, A FULL PALM PRINT IMPRESSION OF EACH HAND, ANY BLOOD SPECIMENS OR OTHER BIOLOGICAL SAMPLES AS REQUIRED BY THIS SECTION FOR LAW ENFORCEMENT IDENTIFICATION.

-SUBMIT YOUR PERSON AND PROPERTY TO SEARCH AND SEIZURE AT ANY TIME OF THE DAY OR NIGHT, BY ANY PROBATION OFFICER OR OTHER PEACE OFFICER, WITH OR WITHOUT A WARRANT, PROBABLE CAUSE OR REASONABLE SUSPICION.

-DO NOT USE OR POSSESS ANY NARCOTICS, DANGEROUS OR RESTRICTED DRUGS OR ASSOCIATED PARAPHERNALIA, EXCEPT WITH A VALID PRESCRIPTION AND STAY AWAY FROM PLACES WHERE USERS OR SELLERS CONGREGATE. DO NOT ASSOCIATE WITH DRUG USERS OR SELLERS

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UNLESS ATTENDING A DRUG TREATMENT PROGRAM.

-REGISTER AS A CONVICTED NARCOTICS OFFENDER, CARRY PROOF OF
REGISTRATION AT ALL TIMES, DISPLAY REGISTRATION TO ANY LAW
ENFORCEMENT OFFICER UPON REQUEST.

-OBEY ALL LAWS AND ORDERS OF THE COURT.

-OBEY ALL RULES AND REGULATIONS OF THE PROBATION DEPARTMENT.

-DEFENDANT ACKNOWLEDGES THAT HE UNDERSTANDS AND ACCEPTS EACH
TERM AND CONDITION OF HIS GRANT OF FORMAL PROBATION ON COUNTS
1,4 AND 5.

PURSUANT TO CASE DISPOSITION, DEFENDANT ORDERED NOT TO PRACTICE
OR ENGAGE IN ACTIVITY AS A LICENSED VOCATIONAL NURSE PENDING
HIS RETURN TO THIS COURT ON OCTOBER 19, 2012 FOR SURRENDER ON
HIS COUNTY JAIL SENTENCE. FROM THAT DATE, THE COURT ORDERS THAT
THE DEFENDANT MAY NOT ENGAGE IN ACTIVITY AS A VOCATIONAL
NURSE UNLESS HE IS CERTIFIED AND LICENSED TO PRACTICE BY THE
STATE BOARD OF VOCATIONAL NURSING AND PSYCHIATRIC TECHNICIANS.

ON DEFENSE MOTION, THE COURT STAYS THE EXECUTION OF THE
COUNTY JAIL SENTENCE TO THE DATE OF OCTOBER 19, 2012 AT
8:30 A.M. IN DEPARTMENT 124.

DEFENSE COUNSEL WAIVES HIS APPEARANCE FOR SAID DATE.

DEFENDANT ORDERED TO RETURN TO DEPARTMENT 124 AT 8:30 A.M. FOR
SURRENDER ON NEXT COURT DATE.

NUNC PRO TUNC ORDER

NO NUNC PRO TUNC ORDER. TCIS MINUTE ORDER ACCESSED IN ERROR
THIS DATE BY J.PULIDO, JUDICIAL ASSISTANT.

COUNT (05): DISPOSITION: CONVICTED

REMAINING COUNTS DISMISSED:

COUNT (02): DISMISSED DUE TO PLEA NEGOTIATION
COUNT (03): DISMISSED DUE TO PLEA NEGOTIATION

DMV ABSTRACT NOT REQUIRED

NEXT SCHEDULED EVENT:

UPON MOTION OF DEFENDANT
10/19/12 830 AM SURRENDER DIST CENTRAL DISTRICT DEPT 124

CUSTODY STATUS: BAIL TO STAND.
CUSTODY STATUS: BAIL TO STAND.

CASE NO. BA397757
DEF NO. 01

DATE PRINTED 10/04/12

CUSTODY STATUS: BAIL TO STAND.

THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED IS A FULL, TRUE,
AND CORRECT COPY OF THE ORIGINAL ON FILE AND OF RECORD IN MY OFFICE,
JOHN A. CLARK, EXECUTIVE OFFICER/CLERK OF THE SUPERIOR COURT OF
THE STATE OF CALIFORNIA FOR THE COUNTY OF LOS ANGELES.

Attested: 10-9-12 BY: Joseph M. Pulido DEPUTY



JOSEPH M. PULIDO, S.C.C.
233219